

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2008-093717

06/28/2011

HON. M. JEAN HOAG

CLERK OF THE COURT
C. Towles
Deputy

IN RE THE MARRIAGE OF
KATHRYN ISSA

STASY D CLICK

AND

VICTOR ISSA

VICTOR ISSA
2311 E HAZELTINE WY
CHANDLER AZ 85249

MINUTE ENTRY

The Court has received a Motion for Clarification from Mother and a Motion for Reconsideration from Father.

The Court rules as follows:

The Court was not aware it had to instruct and order the parties where to pick-up and drop-off the children. The Court would have hoped they could agree to this issue. Meanwhile, Father states Mother has moved to Paradise Valley, 1 1/2 hours away, which the Court finds interferes with Father's parenting time as he lives in South Chandler. Consequently, as indicated in the Court's ruling June 7, 2011, she is now responsible for all transportation. The pick-up and drop-off shall be as Father's requests; i.e. his home when the children are not in school, CURBSIDE. It WILL NOT be at the Paradise Valley Recreation Center but, rather, it will be in Father's city.

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Vacation days will be as Mother requests: 8:00 a.m. on the first day and 7:00 p.m. on the last day and Spring break shall alternate, not Fall break, as there is no Fall break. Spring break in 2012 shall be Mother's and each even year thereafter.

Father's request for new trial is denied. The Court heard evidence at the temporary orders hearing AND the trial. The Court does not find good cause to grant a new trial. The evidence that Father presents as "new" would have been available to him at the time of the last trial. The Court read Dr. Akins' report with great care AND it does have the proposed order of Dr. Akins as well. In fact, the Court adopted the majority of Dr. Akins report save and except for the joint legal custody recommendation. The Court's findings were clear as to why the Court chose that path and the order shall remain in place.

Father may move for modification of custody one year after the ruling entered if there is a substantial and continuing change of circumstance. If there is an emergency, the one-year rule does not apply.

Accordingly, no good cause shown,

Father's Request for Reconsideration/Rehearing is denied.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>. Attorneys are encouraged to review Supreme Court Administrative Orders 2010-117 and 2011-10 to determine their mandatory participation in eFiling through AZTurboCourt.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.